

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-58139-2023 (O&M)
Date of decision: 19.03.2024

INDERJIT SINGH
....PETITIONER

VERSUS

STATE OF PUNJAB
....RESPONDENT

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Prince Sharma, Advocate for the petitioner.
Mr. Ankit Grewal, DAG, Punjab.

SANJIV BERRY, J.(ORAL)

1. By way of present petition filed under Section 438 of Code of Criminal Procedure, 1973, petitioner seeks anticipatory bail in case FIR (Annexure P-2) as under:

FIR No.	Dated	Section	Police Station
78	13.05.2023	407 of IPC	Sadar Patti, Tehsil Patti, District Tarn Taran

2. Learned counsel for the petitioner submits that in compliance to the order dated 28.02.2024 passed by this Court, the petitioner has already joined the investigation and as such prayed for confirming the interim bail granted vide order dated 28.02.2024.

3. Learned State counsel, on instructions from ASI Kamaljit Singh intimates that the petitioner had joined the investigation in the case and is no more required for any custodial investigation in this case nor he is required for further investigation.

CRM-M-58139-2023 (O&M)

2

4. During the course of hearing on 28.02.2024, following order was passed:

“1. It is inter alia contended by learned counsel for the petitioner that the petitioner is innocent and has been nominated on the statement of co-accused Jagsir Singh. He submits that the petitioner had bonafidely purchased the bags from the co-accused without knowing that the same is stolen property. He submits that the petitioner has no criminal antecedents and he is ready to compensate the complainant to the tune of Rs.28,000/- being the cost thereof.

2. Learned State counsel on instructions from ASI Sukhwinder Singh has not disputed the factual matrix.

3. Keeping in view the facts and circumstances, without commenting on the merits of the case, the petitioner is hereby directed to join investigation within seven days from today and co-operate in the same. In the event of the arrest of the petitioner, he shall be released on interim bail on his furnishing personal/surety bonds to the satisfaction of the Arresting Officer/Investigating Officer, however, subject to the petitioner presenting demand draft of Rs.28,000/- in favour of the complainant with the Investigating Officer of the case at the time of joining the investigation. He shall also abide by conditions as envisaged under Section 438(2) Cr.P.C.

4. List on 19.03.2024.”

5. Keeping in view the respective submissions made by learned State counsel and considering the fact that the petitioner had already joined the investigation and is no more required for further investigation nor he is required for any custodial interrogation, interim bail granted vide order dated 28.02.2024 is hereby confirmed, subject to conditions as envisaged under Section 438(2) Cr.P.C. Further, the petitioner is directed to join

CRM-M-58139-2023 (O&M)

3

investigation as and when required in future by way of written notice for such purpose to be served by Investigating Officer of this case upon the petitioner; he will not tamper with the evidence nor will influence the witnesses and will not leave the country without prior permission of the Court.

6. The petition stands allowed.
7. It is made clear that anything contained hereinabove shall not be construed to be an expression of opinion on the merits of the case.

(SANJIV BERRY)
JUDGE

19.03.2024

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- i)

Whether speaking/reasoned?

Yes/No
- ii)

Whether reportable?

Yes/No